

***Effective 5/12/2015***

**39-1-63 Tuition and fees assistance for Utah National Guard members -- Use and allocation -- Appropriation.**

- (1)
  - (a) As used in this section, "fees" means general course fees, in addition to tuition, that are:
    - (i) imposed by an institution of higher education; and
    - (ii) required to be paid by a student to engage in a course of study at the institution of higher education.
  - (b) "Fees" does not include a special course fee.
- (2) The Utah National Guard may provide tuition and fees assistance to a member of the Utah National Guard for study at an institution of higher education, subject to the following requirements:
  - (a) the individual must be, at the time the individual receives the assistance, an active member of the Utah National Guard; and
  - (b) the assistance is for tuition and fees only and may not be more than the resident tuition and fees for the actual course of postsecondary study engaged in by the individual.
- (3)
  - (a) Tuition and fees assistance shall be awarded for each academic year.
  - (b) An individual may apply to the adjutant general of the state for assistance for each year during which the individual is an active member of the Utah National Guard.
  - (c) In awarding assistance, the adjutant general shall consider the recruitment and retention needs of the Utah National Guard.
- (4) The adjutant general of the state shall pay the tuition and fees assistance directly to an institution of higher education from the funds appropriated.
- (5) The adjutant general of the state shall establish regulations, procedures, forms, and reports necessary to administer the allocation of assistance and payment of funds under this section.
- (6) The adjutant general of the state shall include a request each year for funds for this program in the annual budget for the Utah National Guard.
- (7) An individual who transfers from the Select Reserve to the Utah National Guard is not eligible for the tuition and fees assistance in this section for one year from the date of transfer.

Amended by Chapter 65, 2015 General Session